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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/069,057	09/03/2002	Franz Haimerl	FA/220 B	9049

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04/22/2004

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EXAMINER

PATTERSON, MARIE D

ART UNIT

PAPER NUMBER

3728

DATE MAILED: 04/22/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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EXAMINER

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42004

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Commissioner for Patents

See attached sheet

Marie Patterson
Primary Examiner
Art Unit: 3728

Art Unit: 3728

1. The reply filed on 3/18/04 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has not given a listing of the claims which applicant considers to be readable upon the elected species. Applicant has only identified claim 69 (which is a dependent claim as being readable on the elected species and this is confusing as to how a dependent claim would read on the species, when the independent claim does not). Note page 2 lines 20-21 of the office action mailed 3/3/04 which states "The reply must also identify the claims readable on the elected species". See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

1. For applicant's convenience, the Group Technological Center FAX number is (703) 872-9306. (Note that the Examiner **cannot** confirm receipt of faxes) Please identify Examiner____ of Art Unit ____ at the top of your cover sheet of any correspondence submitted.

Inquiries only concerning the **merits** of the examination should be directed to Marie Patterson whose telephone number is (703) 308-0069.

If in receiving this Office Action it is apparent to applicant that certain documents are missing, e.g. copies of references cited, form PTO-1449, for PTO-892, etc. requests for copies of such papers should be directed to (703) 308-1337.

Check out our web-site at "www.uspto.gov" for fees and other useful information.



Marie Patterson
Primary Examiner
Art Unit 3728